



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

William Berg, City Council President
Joseph Merrill, City Clerk

COUNCIL OF THE CITY OF BINGHAMTON

Business Meeting Minutes

City Council Chambers, 38 Hawley St, Binghamton, NY 13901

Wednesday September 9, 2015

CALL TO ORDER

Called to order by Council President Pro Tem Webb at 6:34pm.

PLEDGE OF ALLEGIANCE

Council President Pro Tem Webb led the Pledge of Allegiance.

ROLL CALL

Present: Jerry Motsavage, Joseph Mihalko, Teri Rennia, Lea Webb, Chris Papastrat, John Matzo

Absent: Bill Berg

Also in attendance: Joseph Merrill, City Clerk; Lai Huynh, Deputy City Clerk; Allison Sosa, First Assistant Corporation Counsel

REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Motion to approve the minutes from the Business Meeting held on Wednesday August 19, 2015.

Moved by Rennia, seconded by Motsavage.

Voice vote, none opposed.

Councilwoman Rennia noted for the record that the Planning and Community Development Committee will meet on **Wednesday September 23, 2015 at 5:30pm** to review the CNY's report on fair housing practices. This meeting will take place in City Council Work Room, 38 Hawley St Binghamton NY. For more information please contact the City Clerk's Office at 607-772-7005 or by email at clerk@cityofbinghamton.com.

Councilman Motsavage noted for the record that the Employees Committee will meet on **Monday September 21, 2015 at 5:30pm** to continue reviewing the City of Binghamton sexual harassment policy. This meeting will be held in the City Council Work Room located through the City Clerk's Office, 38 Hawley St Binghamton, NY. For more information please contact the City Clerk's Office at 607-772-7005 or by email at clerk@cityofbinghamton.com.

APPROVAL OF APPOINTMENTS

Motion to approve Paul O'Brien to the Binghamton Planning Commission.

Moved by Rennia, seconded by Papastrat.

Voice vote, none opposed.

SET PUBLIC HEARINGS

Deputy City Clerk Huynh noted for the record that the Council of the City of Binghamton will hold a public hearing during the regular scheduled City Council Business Meeting on **September 23, 2015** at 6:30pm, concerning **Introductory O15-55** "An Ordinance amending Chapter 292 of the Code of the City of Binghamton regarding noise". This meeting will be held in the City Council Chambers located at 38 Hawley Street, Binghamton, New York. For more information, please contact the City Clerk by phone at (607) 772-7005, or by email at clerk@cityofbinghamton.com.

Note: Notice of the public hearing will be published in the Press and Sun Bulletin on September 18, 2015.



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PUBLIC COMMENT/COMMUNICATION

John Solak, Jack Sheehan, Sean Massey, Robert Black, Lawrence Parham, Sarah Hogan

FIRST READING LEGISLATION

Introductory Ordinance 15-51, Considered in Finance, Chair: Motsavage

An Ordinance authorizing the transfer of \$10,000 from A7110.51000 (Personal Services) to A7110.54640 (Park Repairs and Maintenance) to complete youth ball field fencing at Fairview Park

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Ordinance 15-51. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennie, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Ordinance 15-52, Considered in Finance, Chair: Motsavage

An Ordinance authorizing transfers in the 2015 Joint Sewage Treatment Facility Budget to cover BAF Legal retainer/expenses and Lead Agency Engineering and Process Experts for ongoing litigation

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Ordinance 15-52. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennie, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Ordinance 15-53, Considered in Finance, Chair: Motsavage

An Ordinance authorizing the sale of 126 Eldredge St. to the New York, Susquehanna and Western Railway Corporation for \$1,000

Motion to declare City Council as Lead Agency.

Moved by Motsavage, seconded by Matzo.

Voice vote, none opposed.

Motion to declare the sale of 126 Eldredge St. as an Unlisted Action.

Moved by Motsavage, seconded by Mihalko.

Voice vote, none opposed.

Motion to declare no negative impact.

Moved by Motsavage, seconded by Mihalko.

Voice vote, none opposed.

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Ordinance 15-53. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennie, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Ordinance 15-54, Considered in Finance, Chair: Motsavage

An Ordinance amending the 2015 Budget to transfer \$6,000 from Contingency to Temporary Services to fund training of an Assistant Attorney for up to (3) three months



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Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Ordinance 15-54. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Ordinance 15-56, Considered in Finance, Chair: Motsavage

An Ordinance amending the 2015 Budget to purchase additional patching materials

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Ordinance 15-55. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Resolution 15-88, Considered in Public Works/Parks and Recreation, Chair: Motsavage

A Resolution authorizing a no-cost time extension for the Chenango River Trail Cheri Lindsey to Bevier St. (TEP) Project, PIN No. 9009.24.321

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Resolution 15-88. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Resolution 15-89, Considered in Public Works/Parks and Recreation, Chair: Motsavage

A Resolution authorizing a no-cost time extension for the Susquehanna North Bank Trail Development (TEP) Project, PIN No. 9009.22.321

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Resolution 15-89. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Resolution 15-90, Considered in Finance, Chair: Motsavage

A Resolution authorizing the Mayor to enter into a contract with Excellus for the 2016 Health Insurance Administration

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion to hold legislation.

Moved by Rennia, seconded by Motsavage.

Item held.

Introductory Resolution 15-91, Considered in Finance, Chair: Motsavage

A Resolution amending Permanent Resolution R15-38 to change the funding sources for the agreement with McFarland Johnson to provide design services to upgrade the heating/cooling system (HVAC) at First Ward Senior Center

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Resolution 15-90. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo



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Nays: None

Absent: Berg

Introductory Resolution 15-92, Considered in Municipal and Public Affairs, Chair: Rennia

A Resolution in support of the Hunger Free Summer Kids Act

Motion to approve legislation. Moved by Rennia, seconded by Motsavage.

Motion carried. Legislation adopted as Permanent Resolution 15-91. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Resolution 15-93, Considered in Municipal and Public Affairs, Chair: Rennia

A Resolution supporting the establishment of a casino at Tioga Downs

Motion to approve legislation. Moved by Rennia, seconded by Motsavage.

Motion carried. Legislation adopted as Permanent Resolution 15-92. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

Introductory Resolution 15-94, Considered in Finance, Chair: Motsavage

A Resolution authorizing the Mayor to execute an agreement with Computel Consultants for review of utility gross receipts tax

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Resolution 15-93. (Vote 6-0-1)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo

Nays: None

Absent: Berg

COMMUNICATIONS FROM COUNCIL MEMBERS

Rennia, Matzo, Motsavage, Mihalko, Webb

ADJOURNMENT

Motion to adjourn at 8:00pm.

Moved by Rennia, seconded by Motsavage.

Voice vote, none opposed.